IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TWENTY THIRD DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B.PRAKASH RAO

WRIT PETITION NO : 6174 of 2002

Between:

A.Mallem Naidu S/o.Chinna Kondaiah
R/o.Duvvur Post and Mandal Cuddapah Dist.

..... PETITIONER

AND

1 The Govt. of A.P Rep.by its Secretary,Revenue (Excise-III) Dept Secretariat Buildings Hyderabad.
2 The Commissioner of Prohibition and Excise Govt. of A.P Hyderabad.
3 The Prohibition & Excise Superintendent Cuddapah Dist.
4 M/s.Lakshmi Narasimha Wines Rep.by its K.Harinath S/o.Koneti Chinna Narasimha Rao R/o.Duvvur Post and Mandal Cuddapah Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ, order or direction more particularly one in the nature of Mandamus declaring the action of the 1st respondent Govt in issuing the impugned G.O.Rt.No.2043,Revenue (Excise-III) Dept dated 17-10-2001 while refusing to consider the Revision petition filed by the petitioners in identical circumstances and seeking to renew the licence of the respondent-4 beyond 31-3-2002 ignoring the effect of the judgement rendered by this Hon'ble Court reported in 2002(2) ALU-29 as illegal,arbitrary,void,discriminatory and malafide and consequently to cancel the licence, granted to the respondent-4.

Counsel for the Petitioner:MR.M.SUDHIR KUMAR

Counsel for the Respondent Nos.1 to 3: GP FOR PROHIBITION & EXCISE

Counsel for the Respondent No.4: T.NAGARJUNA REDDY

The Court made the following :

ORDER:

It is submitted by the learned Counsel for the petitioner that the subject matter of this Writ Petition has become infructuous.

Recording the said submission, the Writ Petition is dismissed as infructuous. No costs.

_____

B.PRAKASH RAO, J.

Dated 23-07-2004.

SKMR

To

1 The Govt. of A.P Rep.by its Secretary,Revenue (Excise-III) Dept
Secretariat Buildings Hyderabad.
2 The Commissioner of Prohibition and Excise Govt. of A.P
Hyderabad.
3 The Prohibition & Excise Superintendent
Cuddapah Dist.
4. 2CCs to

5. 2CD copies